

PS3 (12/05-Rev. for PACTS 6/11)

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PRETRIAL SERVICES REPORT

District/Office District Of Nebraska/2 - Lincoln	Charge(s) (Title, Section, and Description) Count 1: Title 21 U.S.C. § 846 - Conspiracy PWID and Distribute-500 grams or more Methamphetamine
Judicial Officer Honorable Cheryl R. Zwart U.S. Magistrate Judge	Count 6: Title 21 U.S.C. § 841(a)(1) & (b)(1)(B) - Distribution-Detectable Amount of Methamphetamine
Docket Number (Year – Sequence No. – Def. No.) 4:22CR03142	Count 7: Title 21 U.S.C. § 841(a)(1) & (b)(1)(B) - Distribution-5 Grams or More of Methamphetamine (Actual)

DEFENDANT

Name GARCIA-LEMUS, Jose Guadalupe		Date of Birth 08/01/1998(24)	Employer/School Unemployed	
Other Names on Charging Document “Chapon”				
Address 952 West 9th Street Lexington, Nebraska 68850			Employer/School Address	
At Address Since Unknown	Time in Community of Residence Unknown		Monthly Income \$0	Time with Employer/School

INTRODUCTION:

On November 18, 2022, Pretrial Services attempted to interview the defendant via telephone at Lincoln County Detention Center. After being read the "Notice to Defendant" form, the defendant declined the pretrial services interview. Pretrial Services communicated with the defendant in his primary language, Spanish.

Mr. Garcia-Lemus reported that he was in the United States illegally and would like the government to notify the Mexican Consular.

Pretrial Services has not yet received any documentation from Immigration and Customs Enforcement regarding the defendant.

EMPLOYMENT HISTORY / FINANCIAL RESOURCES:

The defendant stated he was in the United States illegally and is unemployed. The defendant reported he does not have a savings or checking account, has a zero monthly income, pays zero dollars in monthly bills, and does not financially support anyone. The defendant stated he is financially supported by his wife.

PRIOR RECORD:

A criminal record check conducted through the National Crime Information Center (NCIC), state, and local records revealed no criminal history for the defendant: **GARCIA-LEMUS, Jose Guadalupe DOB: (08/01/1998).**

ASSESSMENT OF NONAPPEARANCE:

The defendant poses a risk of nonappearance for the following reasons:

1. Offense Charged and/or Defendant's Conduct During Arrest for Instant Offense
2. Lack of Familial, Residential, Community, Employment, Property, and Financial Ties (not limited to the district of arrest)
3. Aliases or False Identifications
4. Lack of Verifiable, Legitimate Employment
5. Ties to a Foreign Country

ASSESSMENT OF DANGER:



The defendant poses a risk of danger for the following reasons:

1. Nature of Instant Offense
2. Criminal Association

This pretrial report has been prepared pursuant to 18 U.S.C. 3154(1). The recommendation is provided for the consideration of the Court and is separate from such legal findings as weight of the evidence [18 U.S.C. 3142(g)(2)] or rebuttable presumptions for detention [18 U.S.C. 3142(f) and (e)].

RECOMMENDATION:

There is no condition or combination of conditions that will reasonably assure the appearance of the defendant as required and the safety of the community. Therefore, I respectfully recommend the defendant be detained.

Brian J Randall  U.S. Probation and Pretrial Services Officer	Date 11/18/2022
Reviewed and approved by Mike S. Sliva,  Supervising U.S. Probation and Pretrial Services Officer	